

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



October 21, 2002

To the Interested Persons in Application 02-08-006

During the telephone conference conducted on October 18, 2002 I directed the counsel for Glinda Services, Inc. to prepare a protective order for circulation and agreement. Upon reflection, I determined that the best procedure was to draft the order myself. I called to Ms. Zimmer and told her that I would write the order. I also warned her that though parties would be bound by the order, it does not apply to speakers in the Public Participation Hearing (PPH). Statements may be made that would be prohibited if given by a party. There is no way to control this and I will not attempt to do so.

I would appreciate your estimate of how many public speakers may wish time during the PPH. It will help me in organizing the event.

Sincerely,

/s/ Sheldon Rosenthal
Sheldon Rosenthal
Administrative Law Judge

Encl: Protective Order

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Union Pacific Railroad Company
for An Order Declaring and Adjudicating the
Legal Status of the Cal Poly Crossing at Milepost
246.9 in the City of San Luis Obispo and County
of San Luis Obispo, State of California, the
Necessity for Keeping the Crossing Open, and the
Need for Safety Improvements and
Apportionment of Costs.

Application 02-08-006

**ADMINISTRATIVE LAW JUDGE'S RULING
ON MOTION FOR PROTECTIVE ORDER**

Glinda Services, Inc. filed a motion for a protective order in this proceeding. The matter was discussed in an unreported telephone conference on October 18, 2002. Participating in the conference were attorneys for Glinda Services, Inc.; Union Pacific Railroad Company; LDS Church; California Polytechnic State University, San Luis Obispo; Mustang Village; and the Commission Staff.

It was the joint agreement of all of the participants that a protective order should issue.

Good cause appearing, **IT IS RULED** that:

1. The motion for protective order is granted to the extent set forth below.
2. Any references to the services provided by Glinda Services, Inc. in documents filed with the Commission and/or distributed to a party shall be in a

sealed enveloped clearly identified as containing confidential information. This includes motions, briefs, exhibits, or any other filings.

3. If a document contains both confidential and nonconfidential information it should be separated to the extent possible, so that nonconfidential information is open to the public.

4. The Commission and the parties will maintain the confidentiality of these documents.

5. A party will restrict access to the documents to those persons who have a direct need to know of their contents for the preparation and presentation of that party's position and evidence.

6. Should parties desire to present oral testimony involving the services provided by Glinda Services, Inc. advance notice must be given so that the hearing room may be cleared of all persons not falling within the scope of paragraph 5, above. This same procedure shall apply to comments or arguments of counsel or representatives of a party.

7. This Ruling is subject to revision by the Commission, Administrative Law Judge assigned to the matter, or a Law and Motion ruling.

Dated October 21, 2002, at San Francisco, California.

/s/ Sheldon Rosenthal

Sheldon Rosenthal
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling on Motion for Protective Order on all parties of record in this proceeding or their attorneys of record.

Dated October 21, 2002, at San Francisco, California.

/s/ Antonina V. Swansen

Antonina V. Swansen

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.